

LEGISLATURE OF NEBRASKA  
NINETY-NINTH LEGISLATURE  
FIRST SESSION  
**LEGISLATIVE BILL 122**  
FINAL READING

Introduced by Cunningham, 40; Baker, 44; Janssen, 15;  
Dw. Pedersen, 39

Read first time January 6, 2005

Committee: Business and Labor

A BILL

- 1 FOR AN ACT relating to the Boiler Inspection Act; to amend section
- 2 48-726, Reissue Revised Statutes of Nebraska; to provide
- 3 an exemption for certain pressure vessels; and to repeal
- 4 the original section.
- 5 Be it enacted by the people of the State of Nebraska,

1                   Section 1.    Section 48-726, Reissue Revised Statutes of  
2 Nebraska, is amended to read:

3                   48-726.   The Boiler Inspection Act shall not apply to:

4                   (1) ~~boilers~~ Boilers of railway locomotives subject to  
5 federal inspection; τ

6                   (2) ~~boilers~~ Boilers operated and regularly inspected by  
7 railway companies operating in interstate commerce; τ

8                   (3) ~~boilers~~ Boilers under the jurisdiction and subject to  
9 regular periodic inspection by the United States Government; τ

10                  (4) ~~boilers~~ Boilers used exclusively for agricultural  
11 purposes; τ

12                  (5)   ~~steam~~   Steam heating boilers in single-family  
13 residences and apartment houses with four or less units using a  
14 pressure of less than fifteen pounds per square inch and having a  
15 safety valve set at not higher than fifteen pounds pressure per  
16 square inch; τ

17                  (6)   ~~heating~~ Heating boilers using water in single-family  
18 residences and apartment houses with four or less units using a  
19 pressure of less than thirty pounds per square inch and having a  
20 safety valve set at not higher than thirty pounds pressure per  
21 square inch; τ

22                  (7)   ~~fire~~   Fire engine boilers brought into the state for  
23 temporary use in times of emergency; τ

24                  (8) ~~boilers~~ Boilers of a miniature model locomotive or  
25 boat or tractor or stationary engine constructed and maintained as  
26 a hobby and not for commercial use and having a diameter of less  
27 than ten inches inside diameter and a grate area not in excess of  
28 one and one-half square feet and that are properly equipped with a

1 safety valve; τ

2 (9) ~~hot~~ Hot water supply boilers if none of the following  
3 limitations is exceeded: (a) Two hundred thousand British thermal  
4 units of input; (b) one hundred twenty gallons of nominal capacity;  
5 or (c) two hundred ten degrees Fahrenheit output; τ

6 (10) ~~unfired~~ Unfired pressure vessels not exceeding (a)  
7 five cubic feet in volume or (b) a pressure of two hundred fifty  
8 pounds per square inch; τ and

9 (11) ~~unfired~~ Unfired pressure vessels owned and  
10 maintained by a district or corporation organized under the  
11 provisions of Chapter 70, article 6; and

12 (12) Unfired pressure vessels (a) not exceeding a maximum  
13 allowable working pressure of five hundred pounds per square inch,  
14 (b) that contain carbon dioxide, helium, oxygen, nitrogen, argon,  
15 hydrofluorocarbon refrigerant, or any other nonflammable gas  
16 determined by the commissioner not to be a risk to the public, (c)  
17 that are manufactured and repaired in accordance with applicable  
18 American Society of Mechanical Engineers standards, and (d) that  
19 are installed in accordance with the manufacturer's specifications.

20 Sec. 2. Original section 48-726, Reissue Revised  
21 Statutes of Nebraska, is repealed.